

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of Jan BIESCHKE et al.

Serial No. 10/089,233

Filed March 28, 2002

For QUANTITATIVE ANALYSIS AND TYPING OF SUBCELLULAR PARTICLES

TRANSMITTAL

Commissioner for Patents
Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

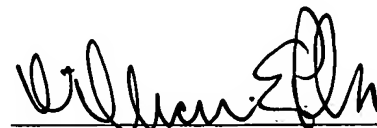
Transmitted herewith are:

- Response
- Copy of Notification of Defective Response mailed February 6, 2003.
- Two Statements Under 37 CFR 1.497(d)(1).
- Consent of Assignee Under 37 CFR 1.497(d)(3), including copy of Assignment.
- Figures (21 sheets) of international application PCT/EP00/009468, with non-English text translated into English.
- Check in the amount of \$260 for: processing fees under 37 CFR 1.492(f) and 1.497(d)2 .

If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)-(d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358.

JACOBSON-HOLMAN PLLC
400 Seventh Street, N. W.
Washington, D.C. 20004-2201
Date: March 6, 2003
Attorney Docket No. P67758US0
WEP:clc:rdt
R:\rthomas\2003\MARCH\P67758tm.wpd

By:



William E. Player
Registration No. 31,409

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jan BIESCHKE et al.

Application No.: 10/089,233

Filed: March 28, 2002

For QUANTITATIVE ANALYSIS AND TYPING OF SUBCELLULAR PARTICLES

RESPONSE

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

The instant paper and its attachments respond to the Notification of Defective Response mailed February 6, 2003, a copy of Notification is attached, hereto.

According to the Notification, two items must be filed in response, as follows:

- Drawings of the application with text translated into English.
- Documentation to support addition to the inventorship declaration of the inventor not named on the face of the international application.

In accordance with the Notification of Defective Response, submitted concurrently herewith are all of the drawings (21 sheets), in which all text is properly translated into English.

Further, in accordance with the Notification of Defective Response, submitted concurrently herewith is the documentation necessary to support the addition to the Inventorship Declaration of the inventor not listed on the face of the international application. Specifically, submitted herewith

Application No. 10/089,233
Attorney Docket No. P67758US0

are two Statements Under 37 CFR 1.497(d) and Consent of Assignee Under 37 CFR 1.497(d)(3),
with a copy of the Assignment to the assignee attached, thereto.

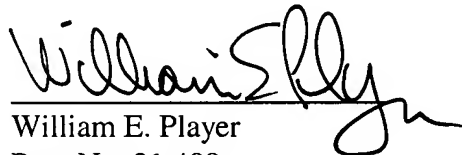
A check in the amount of \$260.00 is enclosed to cover the processing fees under 37 CFR
1.492(f) and 1.497(d)(2).

Favorable action is requested.

Respectfully submitted,

JACOBSON·HOLMAN PLLC

By:


William E. Player
Reg. No. 31,409

400 Seventh Street, N.W.
The Jenifer Building
Washington, D.C. 20004
Tel.: (202) 638-6666
Attorney Docket No. P67758US0
Date: March 6, 2003
WEP/rdt
R:\rthomas\2003\MARCH\P67758US0-response.wpd



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/089,233	Jan Bieschke	P67758US0

00136
JACOBSON HOLMAN PLLC
400 SEVENTH STREET N.W.
SUITE 600
WASHINGTON, DC 20004

COPY
JACOBSON HOLMAN PLLC
Response Due On Or Before
3 / 6 / 03
Month Day Year

INTERNATIONAL APPLICATION NO.	
PCT/EP00/09468	
I.A. FILING DATE	PRIORITY DATE
03/28/2000	09/28/1999

CONFIRMATION NO. 4559
371 FORMALITIES LETTER

OC000000009486234

Date Mailed: 02/06/2003

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

Applicant's response filed 12/19/2002 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/19/2002 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below.
 - The text in the drawings has not been properly translated.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does

not comply with 37 CFR 1.497(a) and (b) in that it:

- Declaration executed by Inventors not listed on International Application and without documentation supporting his addition.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/089,233	PCT/EP00/09468	P67758US0